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2 *E-Filed 1/27/14*
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION
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16 KEVIN LIPSCOMB,
17 Petitioner,
18 v.
19 TIM VIRGA, Warden,
20 Respondent.
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22 No. C 13-5744 RS (PR)

23 **ORDER REOPENING ACTION**

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25 This federal habeas action was dismissed because petitioner failed to comply with the
26 Court's order to file an application to proceed *in forma pauperis* ("IFP"), or pay the filing fee
27 of \$5.00, by the deadline. The filing fee has now been paid. Accordingly, the action is
28 REOPENED, and the Clerk shall amend the docket accordingly. The judgment (Docket
No. 4) and the order of dismissal (Docket No. 3) are VACATED. Petitioner's IFP motion
(Docket No. 6) is DENIED as moot, the filing fee having been paid.

29 The Court will issue a screening order in due course. The Clerk shall terminate
30 Docket No. 6.

31 **IT IS SO ORDERED.**

32 DATED: January 27, 2014

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35 RICHARD SEEBORG
36 United States District Judge
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